

REMARKS/ARGUMENTS

Applicants hereby elect the invention of Group I, and species D. This election is made without traverse.

With regard to the cited reference to Chopra et al., it should be noted that Chopra et al.'s compositions are anhydrous. Contrary to the foregoing, the claims of the instant application require an inner phase which contains an aqueous medium.

An early action on the merits is respectfully requested.

If any fees are required in connection with this case, it is respectfully requested that they be charged to Deposit Account No. 02-0184.

Respectfully submitted,

By /Gregory P. LaPointe #28395/
Gregory P. LaPointe
Attorney for Applicant
Reg. No.: 28,395

Telephone: 203-777-6628
Telefax: 203-865-0297

Date: December 29, 2008